



General Assembly

Substitute Bill No. 577

February Session, 2008

* SB00577APP 040108 *

AN ACT CONCERNING THE NURSING HOME FINANCIAL ADVISORY COMMITTEE.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 17b-339 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2008*):

3 (a) There is established a Nursing Home Financial Advisory
4 Committee to examine the financial solvency of nursing homes on an
5 ongoing basis and to support the Departments of Social Services and
6 Public Health in their mission to provide oversight to the nursing
7 home industry [which] that promotes the financial solvency of and
8 quality of care provided by nursing homes. The committee shall
9 consist of [seven] nine members: The Commissioner of Social Services,
10 or [his] the commissioner's designee; the Commissioner of Public
11 Health, or [his] the commissioner's designee; the Secretary of the Office
12 of Policy and Management, or [his] the secretary's designee; the State
13 Comptroller, or the Comptroller's designee; the director of the Office of
14 Fiscal Analysis, or [his] the director's designee; the State Ombudsman;
15 the executive director of the Connecticut Health and Education
16 Facilities Authority, or [his] the executive director's designee; and one
17 representative of nonprofit nursing homes and one representative of
18 for-profit nursing homes appointed by the Governor.

19 (b) The [Commissioner of Social Services and the Commissioner of

20 Public Health shall be the chairpersons] Comptroller, or the
 21 Comptroller's designee shall be the chairperson of the committee. Any
 22 vacancy shall be filled by the appointing authority.

23 (c) The committee may examine and audit the financial and other
 24 records related to the operation of any: (1) Nursing home facility, as
 25 defined in section 19a-521; (2) parent company, subsidiary, affiliate or
 26 joint venture, or any combination thereof, of any such nursing home
 27 facility; and (3) nursing facility management services, as defined in
 28 section 19a-561 of the 2008 supplement to the general statutes. In order
 29 to carry out the committee's prescribed mission as set forth in
 30 subsection (a) of this section, the committee may issue subpoenas,
 31 order the production of books, records and other documents,
 32 administer oaths and take testimony under oath. The committee may
 33 request the Attorney General to petition the Superior Court for such
 34 order as may be appropriate to enforce the provisions of this section.
 35 The committee, upon receipt of a report relative to the financial
 36 solvency of and quality of care provided by nursing homes in the state,
 37 shall recommend appropriate action for improving the financial
 38 condition of any nursing home that is in financial distress to the
 39 Commissioner of Social Services. The committee may recommend that
 40 the Commissioner of Social Services seek the appointment of a receiver
 41 for a nursing home facility pursuant to section 19a-543.

42 (d) Not later than January 1, [1999] 2009, and annually thereafter,
 43 the committee shall submit a report on its activities to the joint
 44 standing committees of the General Assembly having cognizance of
 45 matters relating to human services and public health and to the select
 46 committee of the General Assembly having cognizance of matters
 47 relating to aging, in accordance with the provisions of section 11-4a.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>July 1, 2008</i>	17b-339
-----------	---------------------	---------

PH *Joint Favorable Subst. C/R*

APP

APP *Joint Favorable Subst.*